

STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

This Is to Certify, That J. V. DOWNEY

of Route 1 - Dayton, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Palmer Creek, a tributary of Yamhill River for the purpose of irrigation under Permit No. 18019 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from May 16, 1947 for 0.69 c.f.s. and November 19, 1947 for 0.11 c.f.s.

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.80 c.f.s.

or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected in John Thessing D.L.C. #51, Section 8, T. 5 S., R. 3 W., W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

- 13.0 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, as projected in John Thessing D.L.C. #51
- 1.2 acres in Lot 1 (SE $\frac{1}{4}$ NW $\frac{1}{4}$)
- 1.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, as projected in John Odell D.L.C. #45
- 27.4 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected in John Thessing D.L.C. #51
- 3.3 acres in Lot 2 (NE $\frac{1}{4}$ SW $\frac{1}{4}$)
- 8.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, as projected in John Odell D.L.C. #45
- 4.0 acres in Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
- 5.8 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected in John Thessing D.L.C. #51

Section 8, T. 5 S., R. 3 W., W. M.
 Land on which water is to be used is a part of that more explicitly described as follows: Beginning at the southwest corner of the Donation Land Claim of John H. Thessing and Amanda Thessing, his wife, Claim No. 51, Not. No. 1643, in Township 5 South of Range 3 West of the Willamette Meridian, in Yamhill County, Oregon; thence East along the south boundary line of said Donation Land Claim 43.50 chains to a stone in fence line; thence north 36.50 chains to a stone in County Road; thence west following along said County Road 14.30 chains to angle in said County Road; thence south 3° west 1.06 chains to angle in County Road; thence running north 87° west 29.50 chains to center of Palmer Creek; thence meandering up center of said Palmer Creek in a southwesterly direction to a point due west of the place of beginning; thence east 27.50 chains to the place of beginning, containing 207.05 acres, more or less. SAVING AND EXCEPTING therefrom 103.1 acres conveyed by B.A. Felton and Florence E. Felton, his wife to United States of America, by deed dated January 5, 1937 and recorded Jan. 5, 1937 in Book 112 at page 126, Deed Records of Yamhill County, Oregon.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this 16th day of June, 1952

CHAS. E. STRICKLIN
State Engineer

Recorded in State Record of Water Right Certificates, Volume 14, page 19796